

 **05hr_SC-JCEDCA_ab0912_pt01**



(FORM UPDATED: 08/11/2010)

**WISCONSIN STATE LEGISLATURE ...
PUBLIC HEARING - COMMITTEE RECORDS**

2005-06

(session year)

Senate

(Assembly, Senate or Joint)

**Committee on ... Job Creation, Economic
Development and Consumer Affairs (SC-JCEDCA)**

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
 - (**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
 - (**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

Senate

Record of Committee Proceedings

Committee on Job Creation, Economic Development and Consumer Affairs

Assembly Bill 912

Relating to: allowing individuals to restrict release of credit reports and granting rule-making authority.

By Representatives J. Fitzgerald, Davis, M. Williams, Nerison, Moulton, Lothian, Kerkman, Hahn, Van Roy, Musser, Ainsworth, Freese, LeMahieu, Hines, Vos, Wood, Ott, McCormick, Krawczyk, Gottlieb and Albers; cosponsored by Senators Olsen, S. Fitzgerald, Harsdorf, Lazich and Erpenbach.

January 27, 2006 Referred to Committee on Job Creation, Economic Development and Consumer Affairs.

March 1, 2006 **PUBLIC HEARING HELD**

Present: (4) Senators Kanavas, Zien, Lassa and Decker.

Absent: (1) Senator Reynolds.

Appearances For

- Jim Bender, Madison — Office of Rep. Jeff Fitzgerald
- Jennifer Gregerich, Madison — WISPIRG

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- Mike Semmann, Madison — WI Bankers Assoc
- Amy Boyer, Madison — WI Mortgage Bankers Assn
- Luther Olsen, Madison — Wisconsin State Assembly

Registrations Against

- None.

March 1, 2006 **EXECUTIVE SESSION HELD**

Present: (4) Senators Kanavas, Zien, Lassa and Decker.

Absent: (1) Senator Reynolds.

Moved by Senator Zien, seconded by Senator Decker that **Assembly Bill 912** be recommended for concurrence.

Ayes: (4) Senators Kanavas, Zien, Lassa and Decker.

Noes: (0) None.

Absent: (1) Senator Reynolds.

CONCURRENCE RECOMMENDED, Ayes 4, Noes 0

James Michel
Committee Clerk

ASSEMBLY BILL 912 (LRB -3364)

An Act to create 138.25 of the statutes; relating to: allowing individuals to restrict release of credit reports and granting rule-making authority.

2006

01-13.	A.	Introduced by Representatives J. Fitzgerald, Davis, M. Williams, Nerison, Moulton, Lothian, Kerkman, Hahn, Van Roy, Musser, Ainsworth, Freese, LeMahieu, Hines, Vos, Wood, Ott, McCormick, Krawczyk, Gottlieb and Albers ; cosponsored by Senators Olsen, S. Fitzgerald, Harsdorf, Lazich and Erpenbach.	
01-13.	A.	Read first time and referred to committee on State Affairs	717
01-24.	A.	Assembly substitute amendment 1 offered by Representative J. Fitzgerald (LRB s0471)	737
01-24.	A.	Fiscal estimate received.	
01-24.	A.	Executive action taken.	
01-24.	A.	Assembly amendment 1 to Assembly substitute amendment 1 offered by committee on State Affairs (LRB a2123)	737
01-24.	A.	Assembly amendment 2 to Assembly substitute amendment 1 offered by committee on State Affairs (LRB a2131)	737
01-24.	A.	Report Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption recommended by committee on State Affairs, Ayes 9, Noes 0	740
01-24.	A.	Report Assembly Amendment 2 to Assembly Substitute Amendment 1 adoption recommended by committee on State Affairs, Ayes 9, Noes 0	740
01-24.	A.	Report Assembly Substitute Amendment 1 adoption recommended by committee on State Affairs, Ayes 9, Noes 0	740
01-24.	A.	Report passage as amended recommended by committee on State Affairs, Ayes 9, Noes 0	740
01-24.	A.	Referred to committee on Rules	740
01-24.	A.	Placed on calendar 1-26-2006 by committee on Rules.	
01-24.	A.	Fiscal estimate received.	
01-25.	A.	Fiscal estimate received.	
01-26.	A.	Read a second time	759
01-26.	A.	Assembly amendment 1 to Assembly substitute amendment 1 adopted	759
01-26.	A.	Assembly amendment 2 to Assembly substitute amendment 1 adopted	759
01-26.	A.	Assembly substitute amendment 1 adopted	759
01-26.	A.	Ordered to a third reading	759
01-26.	A.	Rules suspended	759
01-26.	A.	Read a third time and passed , Ayes 97, Noes 0	759
01-26.	A.	Ordered immediately messaged	760
01-27.	S.	Received from Assembly	563
01-27.	S.	Read first time and referred to committee on Job Creation, Economic Development and Consumer Affairs	563
02-01.	S.	Fiscal estimate received.	
03-01.	S.	Public hearing held.	
03-01.	S.	Executive action taken.	
03-04.	S.	Report concurrence recommended by committee on Job Creation, Economic Development and Consumer Affairs, Ayes 4, Noes 0	684
03-04.	S.	Available for scheduling.	
03-06.	S.	Placed on calendar 3-7-2006 by committee on Senate Organization.	
03-07.	S.	Read a second time	709
03-07.	S.	Ordered to a third reading	709
03-07.	S.	Rules suspended	709
03-07.	S.	Read a third time and concurred in	709
03-07.	S.	Ordered immediately messaged	710
03-09.	A.	Received from Senate concurred in	938
03-14.	A.	Report correctly enrolled	973
03-16.	A.	Presented to the Governor on 3-15-2006	977
03-17.	A.	Report approved by the Governor on 3-16-2006. 2005 Wisconsin Act 140	978
03-21.	A.	Published 3-30-2006	988

Vote Record
Committee on Job Creation, Economic Development and
Consumer Affairs

Date: 3/1/2006

Moved by: Zien

Seconded by: Decker

AB 912

SB _____

Clearinghouse Rule _____

AJR _____

SJR _____

Appointment _____

AR _____

SR _____

Other _____

A/S Amdt _____

A/S Amdt _____ to A/S Amdt _____

A/S Sub Amdt _____

A/S Amdt _____ to A/S Sub Amdt _____

A/S Amdt _____ to A/S Amdt _____ to A/S Sub Amdt _____

Be recommended for:

☒ Passage

☐ Adoption

☐ Confirmation

☐ Concurrence

☐ Indefinite Postponement

☐ Introduction

☐ Rejection

☐ Tabling

☐ Nonconcurrence

Committee Member

Senator Ted Kanavas, Chair

Aye

No

Absent

Not Voting

☒

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Senator David Zien

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Senator Thomas Reynolds

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Senator Julie Lassa

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Senator Russell Decker

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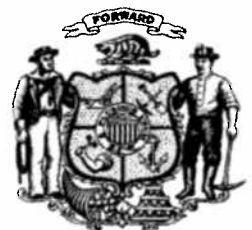
Totals: _____

☐ Motion Carried

☐ Motion Failed



WISCONSIN STATE LEGISLATURE





Wisconsin Public Interest Research Group

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To: Members of the Job Creation, Economic Development, and Consumer Affairs Committee

Fr: Jennifer Giegerich

Re: AB 912 to give consumers ability to protect their financial information

Da: February 22, 2006

WISPIRG asks you to vote in favor of AB 912 when it comes before your committee. Assembly Bill 912, authored by Representative Fitzgerald, would give consumers the tools they need to protect themselves against fraud and identity theft. Assembly Bill 912 was adopted by the Assembly ninety-seven to zero on January 26.

AB 912 allows consumers to protect themselves against fraud and identity theft by placing a Security Freeze. A Security Freeze is the right to control access to one's own credit report by protecting it with a passcode, akin to your ATM PIN. A potential creditor will not issue credit without reviewing a consumer's credit report, and if only the consumer can grant access to their credit report, thieves won't be able to get new credit in the consumer's name. Consumers can lift the freeze when they want to access new credit. With the right to a Security Freeze, Wisconsinites can end new account fraud and identity theft.

New account fraud cost businesses \$10,200 per victim, totaling of \$32.9 billion a year. On top of the cost to business, new account fraud costs each victim an average of \$1,180 of their own money, totaling \$3.8 billion a year.

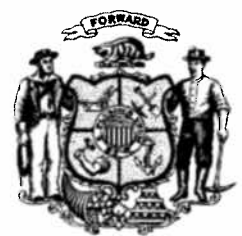
Identity theft is a terrible and growing problem, largely because personal information is a hot commodity. According to the Federal Trade Commission (FTC), 2,646 Wisconsin residents were victims of identity theft in 2004. Victims of identity theft spend an average of \$808 of their own money and 175 hours actively working to clean up their credit reports and other complications.

WISPIRG especially appreciates that AB 912 will provide this service to all consumers who requests a freeze and is not limited to victims of identity theft as other states have done.

WISPIRG is a statewide non-profit advocacy organization. Our website is www.wispirg.org



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To: Members of the Job Creation, Economic Development, and Consumer Affairs
Committee

Fr: Jennifer Giegerich

Re: AB 912 to give consumers ability to protect their financial information

Da: March 1, 2006

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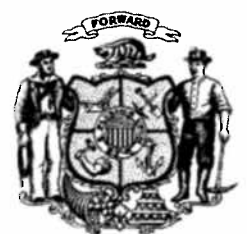
WISPIRG especially appreciates that AB 912 will provide this service to all consumers who requests a freeze and is not limited to victims of identity theft as other states have done.

XXX

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WISCONSIN STATE LEGISLATURE





JEFF FITZGERALD

ASSISTANT MAJORITY LEADER

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AB 912 ~ Credit Freeze ~ March 1, 2006

Testimony before the Senate Committee on Job Creation, Economic Development and Consumer Affairs

Chairman Kanavas, committee members and guests, thank you for allowing me to testify in today's public hearing on AB 912, the Credit Freeze.

This legislation is designed to offer citizens of Wisconsin a tool to protect their credit, and in turn, their identities. Identity Theft is a growing problem across the nation and the world affecting people of all ages.

With a credit freeze in place, the individual's credit report will not be released for establishing any new lines of credit. So in the case where a person's Social Security number has been compromised, his or her credit report will be safe from access.

Once the credit report is frozen, the individual will be given a unique identifier that can be used at any time to unlock the credit report.

There are two approaches to other states' credit freeze laws. They either offer it to Identity Theft victims only, requiring them to prove the crime took place with police reports, or they open it up to everyone. We have chosen the latter.

While the Credit Freeze is certainly a powerful instrument for Identity Theft victims to have at their disposal, it is even more effective as a proactive tool. Therefore, we think that this option should be open for all residents of Wisconsin.

The crafting of this language required three important factors. First, it had to protect consumers. Second, it needed to fit efficiently within the working infrastructure of the marketplace. Third, it needed to allow law enforcement and other agencies the ability to detect fraud and service bad debts.

By virtually eliminating the ability to extend new credit, we are protecting the citizens of Wisconsin, especially our seniors. Because our seniors are less likely to request new lines of credit, they are less likely to realize their credit reports have problems. By freezing their credit reports, seniors have the comfort of knowing that nobody is out there buying a new car in their name.

Combined with other Identity Theft legislation currently making its way through this building, the Credit Freeze will provide consumers real-world solutions to these crimes.

Thank you again and I would now welcome any questions that you might have.